

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

400A0216

SENATE BILL NO. 41

Introduced by: The Committee on Appropriations at the request of the Department of
Environment and Natural Resources

1 FOR AN ACT ENTITLED, An Act to make appropriations from the water and environment
2 fund and to declare an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. There is hereby appropriated from the South Dakota water and environment fund
5 established pursuant to § 46A-1-60, the sum of two million six hundred thousand dollars
6 (\$2,600,000), or so much thereof as may be necessary, to the South Dakota Conservancy
7 District for the purpose of providing grants and loans to project sponsors under the consolidated
8 water facilities construction program established pursuant to § 46A-1-63.1. The Conservancy
9 District may deposit a portion of such funds in an amount not to exceed the sum of six hundred
10 thousand dollars (\$600,000) into the state drinking water revolving fund program subfund for
11 implementation of the state safe drinking water revolving fund program. Funds shall be provided
12 according to terms and conditions established by the Board of Water and Natural Resources.

13 Section 2. There is hereby appropriated from the South Dakota water and environment fund
14 established pursuant to § 46A-1-60, the sum of one million five hundred thousand dollars
15 (\$1,500,000), or so much thereof as may be necessary, to the South Dakota Conservancy

1 District for the purpose of providing a grant to the project sponsors to be used for the
2 engineering design, preconstruction activities, and the construction of the facilities included in
3 the Belle Fourche irrigation rehabilitation project as authorized in § 46A-1-13.2. Funds shall be
4 used by the project sponsors for activities that qualify as nonfederal matching requirements as
5 enumerated in P.L. 103-434 as amended to January 1, 1997. Funds shall be provided according
6 to terms and conditions established by the Board of Water and Natural Resources.

7 Section 3. There is hereby appropriated from the South Dakota water and environment fund
8 established pursuant to § 46A-1-60, the sum of one million dollars (\$1,000,000), or so much
9 thereof as may be necessary, to the South Dakota Conservancy District for the purpose of
10 providing a grant to project sponsors to be used for the engineering design, preconstruction
11 activities, and construction of the facilities included in the Mid-Dakota rural water system as
12 authorized in § 46A-1-13.5. Funds shall be provided according to terms and conditions
13 established by the Board of Water and Natural Resources.

14 Section 4. Notwithstanding the provisions of section 12 of chapter 254 of the 1992 Session
15 Laws, there is hereby appropriated from the South Dakota water and environment fund
16 established pursuant to § 46A-1-60, the sum of one million dollars (\$1,000,000), or so much
17 thereof as may be necessary, to the South Dakota Conservancy District for the purpose of
18 providing a loan to the project sponsors to be used for the engineering design and construction
19 of the facilities included in the Mid-Dakota rural water system. The loan shall be paid in full no
20 later than December 31, 1997, and all payments shall be deposited in the state drinking water
21 revolving fund program subfund established pursuant to § 46A-1-60.1. Funds shall be provided
22 according to terms and conditions established by the Board of Water and Natural Resources.

23 Section 5. There is hereby appropriated from the South Dakota water and environment fund
24 established pursuant to § 46A-1-60, the sum of five hundred thousand dollars (\$500,000), or so
25 much thereof as may be necessary, to the South Dakota Conservancy District for the purpose

1 of providing a loan to the project sponsors to be used for the engineering design, preconstruction
2 activities, and construction of the facilities included in the Mini Wiconi rural water system as
3 authorized in § 46A-1-13.4. Funds shall be used by the project sponsors for activities that qualify
4 as nonfederal matching requirements as enumerated in P.L. 100-516 as amended to January 1,
5 1997. Funds shall be provided according to terms and conditions established by the Board of
6 Water and Natural Resources.

7 Section 6. There is hereby appropriated from the South Dakota water and environment fund
8 established pursuant to § 46A-1-60, the sum of five hundred fifty thousand dollars (\$550,000),
9 or so much thereof as may be necessary, to the South Dakota Conservancy District for the
10 purpose of providing a grant to the local project sponsors to be used for the engineering design,
11 congressional authorization, preconstruction activities, and construction of a Perkins County
12 rural water system as authorized in § 46A-1-94. Funds shall be provided according to terms and
13 conditions established by the Board of Water and Natural Resources. The board may defer the
14 local sponsor's contributions to the nonfederal share of expenditures for the project until
15 construction of project facilities in South Dakota is commenced.

16 Section 7. There is hereby appropriated from the South Dakota water and environment fund
17 established pursuant to § 46A-1-60, the sum of two hundred ten thousand dollars (\$210,000),
18 or so much thereof as may be necessary, to the South Dakota Conservancy District for the
19 purpose of providing a grant to local project sponsors for the Black Hills hydrology and water
20 management study as authorized in § 46A-1-13.8. Funds shall be provided according to terms
21 and conditions established by the Board of Water and Natural Resources.

22 Section 8. There is hereby appropriated from the South Dakota water and environment fund
23 established pursuant to § 46A-1-60, the sum of one hundred thousand dollars (\$100,000), or so
24 much thereof as may be necessary, to the South Dakota Conservancy District for the purpose
25 of providing a grant to the local project sponsors to be used for implementation of stage one

1 clean-out activity and other activities of the James River restoration project as authorized in
2 § 46A-1-13.9. Funds shall be provided according to terms and conditions established by the
3 Board of Water and Natural Resources.

4 Section 9. There is hereby appropriated from the South Dakota water and environment fund
5 established pursuant to § 46A-1-60, the sum of eighty-seven thousand five hundred dollars
6 (\$87,500), or so much thereof as may be necessary, to the South Dakota Conservancy District
7 for the purpose of providing a grant to local project sponsors for the Bad River watershed
8 project as authorized in § 46A-1-13.1. Funds shall be used by the project sponsors for activities
9 that qualify as nonfederal matching requirements under the § 319 grant program of the federal
10 Clean Water Act as amended to January 1, 1997. Funds shall be provided according to terms and
11 conditions established by the Board of Water and Natural Resources.

12 Section 10. There is hereby appropriated from the South Dakota water and environment fund
13 established pursuant to § 46A-1-60, the sum of fifty thousand dollars (\$50,000), or so much
14 thereof as may be necessary, to the South Dakota Conservancy District for the purpose of
15 providing a grant to the local project sponsors to be used for the engineering design,
16 congressional authorization, preconstruction activities, and construction of the Lewis and Clark
17 rural water system as authorized in § 46A-1-13.10. Funds shall be provided according to terms
18 and conditions established by the Board of Water and Natural Resources.

19 Section 11. There is hereby appropriated from the South Dakota water and environment fund
20 established pursuant to § 46A-1-60, the sum of one million three hundred forty-five thousand
21 dollars (\$1,345,000), or so much thereof as may be necessary, to the South Dakota Conservancy
22 District for the purpose of providing grants and loans to project sponsors under the solid waste
23 management program established pursuant to § 46A-1-83. From this amount, two hundred fifty
24 thousand dollars (\$250,000) shall be used to satisfy the provisions of section 1 of chapter 219
25 of the 1996 Session Laws for fiscal year 1998, and two hundred fifty thousand dollars

1 (\$250,000) shall be used to satisfy the provisions of section 3 of chapter 219 of the 1996 Session
2 Laws for fiscal year 1998. Funds shall be provided according to terms and conditions established
3 by the Board of Water and Natural Resources. The board may use up to forty-five thousand
4 dollars (\$45,000) of the funds appropriated by this section to contract for services to process and
5 review loan applications as authorized under chapter 46A-1.

6 Section 12. That section 9 of chapter 265 of the 1996 Session Laws be amended to read as
7 follows:

8 Section 9. There is hereby appropriated from the South Dakota water and environment
9 fund established pursuant to § 46A-1-60, the sum of one million three hundred forty-five dollars
10 (\$1,345,000), or so much thereof as may be necessary, ~~to provide funds~~ to the South Dakota
11 Conservancy District for the purpose of providing grants and loans to project sponsors under the
12 solid waste management program established pursuant to § 46A-1-83. Funds shall be provided
13 according to terms and conditions established by the Board of Water and Natural Resources.

14 Section 13. Whereas, this Act is necessary for the support of the state government and its
15 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full
16 force and effect from and after its passage and approval.